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informatiques

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Parker

¹ Masse (M) Emergence du droit de Linformatique, ed des parques 1983, p.21

² D.B. parker, combattre la crimpinalite informatique, Ed Otos 1985, p. 18.



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.³(

Fraude informatique

computer related crime anglo saxon

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³ O.C.D.E. Reunion de Paris, Mai 1983.

⁴ Champy, La fraude informatique these Aix en province 1990 p.58

Laura E. Quarantiello

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.⁶Chiffrenoir

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⁸Telecommunication

⁶ Dr. j. Francillon, Les crimes informatiques ET d'autres crimes dans le domaine de la technologie informatique en France Rev. int pen, 1990, vol 64, p. 293.

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L informatique J.C.P. 1989 333 no 16. Gassin ® Le droit pénal et L informatique D. 1982. p.38

²⁰ : Linda Voloniono ibid, p. 2.

Brucisterling, Ibid. P. 165 :

21

²² KASPERSEN (W.K.Henrik): computer crimes and other crimes against information technology in the Netherlands R.I.D.P. 1993. P.479.



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DURHAM (COLO) the emerging structures of ceremonial information law: tracing the contours of anew paradigm general report for the collwium R.I.D.P 1993. p.115.

Linda volonino Ibid. p.4 :

25

DURHAM (COLO) OP. CITP. 113 :

26

Dr.Jacques Francillon. Op. cit. 304. :

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- Mohrenschloager (Manfred): Computer crimes and other crimes against information technology in Germany
"R.I.D.P 1993 P. 351.

35 :

Erman (Sahir) "les crimes informatiques et d'autres crimes dans le domaine de la technologie informatique en
Turquie R.I.D.P. 1993, p.64

Dr.Jacques francillon op. cit. p. 309 : 36

Kasbersen op. cit. p.496 : 37



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- Philip M. Stanley computer crime investigation and investigators computer & security Nort Holland 1986, pp. 310 – 311.

39

Investigation computer crime :
Franklin Clark den Dilbert p. 147

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A synopsis

The ways to collect the guides

Theft of information stored in Computers

Computer crimes represent a recent up-date phenomenon that implicitly tolls alarm bells to warn the modern societies of the great dangers and enormous losses resulting from such criminal phenomenon that targets the inputs with their vast technology significance (all forms of data, information, and programs).

The computer crime is a technological crime that originates in secret, and is committed by smart criminals who have the means of technological know-how which is directed to violate the right of access to information conveyed through information systems network.

The ever-increasing use of information systems, either in the form of informatics or unprecedented methods, or the emergence of the so-called information crime, is an inevitable outcome of every new scientific or technological development. This type of incrimination is based on two axes, the first against the money and the second against the person. It derives its activity from the formidable potentials of the computer.

Then the light was shed upon the legal nature of the programs. Firstly, their classification in accordance with the Civil law, and existing relation between the intellectual property and the programs.

The study of the theft crimes from the point of view of its relation with the system of power-driven processing of information is distinguished by a great deal of accuracy, rather it represents the most difficult subject of study, as it requires the analysis of the elements of that system in order to know the disposition of each element to become the subject of theft.

Due to the easy way of moving the information in the domain of information technological systems, it is possible to commit a crime through a computer existent in a certain country, while the consequences of such criminal act appear in another country.